


## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

**Hunter et al.**Serial No.: **09/487,978**Filed: **January 20, 2000**Title: **MUSIC DISTRIBUTION SYSTEM  
AND ASSOCIATED ANTIPIRACY  
PROTECTIONS**§  
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§  
§Group Art Unit: **3621**Examiner: **ELISCA, Pierre E.**Atty. Docket #: **05001.1050 (WT-5)**I hereby certify that this paper is being  
Transmitted by facsimile on the date

Indicated below

Date of Deposit: October 9, 2003  
Signature Gregory Scott Smith, Reg. No. 40,819**RECEIVED  
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OCT 10 2003

**RESPONSE TO OFFICE ACTION,  
REQUEST FOR 3 MONTH EXTENSION OF TIME,  
APPOINTMENT OF NEW POWER OF ATTORNEY**

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**Assistant Commissioner of Patents  
Washington, D.C. 20231**

Sir:

Applicant submits the following response to the Official Action mailed by the United States Patent Office on April 9, 2003. This response includes a request for a three (3) month extension of time and a new power of attorney. The pending claims are numbered 3, 5-15, 17-24 and 26-51. In the Official Action, the Office has allowed claim 40 and rejected claims 3, 5-15, 17-24, 26-39 and 41-51.

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**LAVA GROUP**  
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## FACSIMILE TRANSMITTAL

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TO: USPTO, AMENDMENT

FROM: GREGORY S. SMITH

EXAMINER: ELISCA, PIERRE E.

DATE: OCTOBER 9, 2003

FACSIMILE: (703) ~~308-9051~~ 305 7687

NO. OF PAGES (INCLUDING COVER): 15

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LAVA GROUP FILE #: 05001.1050

SUBJECT: RESPONSE TO FIRST OFFICIAL ACTION

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☐ URGENT    ☐ FOR REVIEW    ☐ PLEASE COMMENT    ☐ PLEASE REPLY    ☐ PLEASE RECYCLE

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COMMENTS:

THIS TRANSMISSION INCLUDES:

TRANSMITTAL FORM  
RESPONSE TO APRIL 9, 2003 OFFICIAL ACTION  
REQUEST FOR EXTENSION OF TIME (2 COPIES)  
PTO 2038 CREDIT CARD AUTHORIZATION  
REVOCATION/ APPOINTMENT OF POWER OF ATTY.  
AND COURT ORDER IN SUPPORT THEREOF

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PTO/SB/21 (08-03)

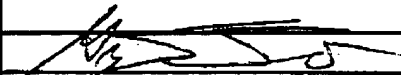
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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/487,978	
	Filing Date	1/20/2000	
	First Named Inventor	Hunter et al	
	Art Unit	3821	
	Examiner Name	ELISCA, Pierre E.	
Total Number of Pages in This Submission	14	Attorney Docket Number	05001.1050

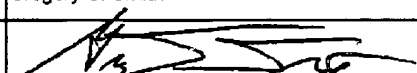
ENCLOSURES (Check all that apply)		
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Remarks _____		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Lava Group Law by Smith & Frohwein
Signature	
Date	October 9, 2003

**CERTIFICATE OF TRANSMISSION/MAILING**

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Typed or printed name	Gregory S. Smith		
Signature		Date	October 9, 2003

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